

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE RUTTER’S INC. DATA
SECURITY BREACH LITIGATION

Case No. 1:20-cv-00382-CCC-KM

**STIPULATION OF VOLUNTARY DISMISSAL OF
PLAINTIFF JON LAVEZZA WITHOUT PREJUDICE**

Plaintiffs Lloyd F. Collins and Jon Lavezza (“Plaintiffs”) and Defendant CHR Corporation d/b/a Rutter’s (“Rutter’s” or “Defendant”), by and through their undersigned counsel, hereby stipulate and agree that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the claims of *only* Plaintiff Jon Lavezza are hereby voluntarily dismissed without prejudice. This Stipulation of Voluntary Dismissal applies only to Mr. Lavezza. Plaintiff Collins continues to prosecute this action on behalf of himself and members of the putative class. Should the Court certify a Class in this litigation, this Stipulation of Voluntary Dismissal will not adversely impact Mr. Lavezza’s status as an absent class member.

SO STIPULATED:

Dated: September 29, 2021

/s/ Benjamin F. Johns

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Counsel for Defendant

SO ORDERED:

Date: 9/29/21

/s/ Christopher C. Conner
HON. CHRISTOPHER C. CONNER, U.S.D.J.